



EXPRESS MAIL NO.: EL 803 539 839 US

THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Beat MOLLET et al.

Application No.: 09/823,772

Group Art Unit: TO BE ASSIGNED

Filed: March 30, 2001

Examiner: TO BE ASSIGNED

For: NOVEL STRAINS OF THE BACILLUS
SUBTILIS GROUP FOR FOOD
FERMENTATION

Attorney Docket No.: 88265-4011

RESPONSE TO NOTICE OF INCOMPLETE REPLY

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to a Notice Of Incomplete Reply (NonProvisional), mailed June 18, 2001 in connection with the above-identified application, Applicants submit herewith: (a) a Sequence Listing in paper and computer and readable form pursuant to 37 C.F.R. §1.821(c) and (e), respectively; and (b) a Transmittal Of Substitute Sequence Listing.

I hereby state that the content of the paper and computer readable copies of the Substitute Sequence Listing, submitted in accordance with 37 C.F.R. §(c) and (e), respectively, are the same.

I hereby state that the submission, filed in accordance with 37 C.F.R. § 1.821(g), herein does not include new matter.

Date:

July 5, 2001

Respectfully submitted,

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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/823,772	03/30/2001	Beat Mollet	88265-4011

CONFIRMATION NO. 6428

FORMALITIES LETTER



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Date Mailed: 06/18/2001

NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL)

Filing Date Granted

The U.S. Patent and Trademark Office has received your reply on to the Notice mailed and it has been entered into the nonprovisional application. The reply, however, does not include the following items required in the Notice.

The period of reply remains as set forth in the Notice. You may, however, obtain EXTENSIONS OF TIME under the provisions of 37 CFR 1.136 (a) accompanied by the appropriate fee (37 CFR 1.17(a)).

A complete reply must be timely filed to prevent ABANDONMENT of the above-identified application.

- This application does not contain a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). Applicant must provide such statement. If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance with these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
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patin21help@uspto.gov or patin3help@uspto.gov

A copy of this notice MUST be returned with the reply.



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PART 2 - COPY TO BE RETURNED WITH RESPONSE